

Message Text

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ACTION PM-04

INFO OCT-01 NEA-10 ISO-00 MC-02 OMB-01 ACDA-07 EB-07

TRSE-00 L-03 CIAE-00 INR-07 NSAE-00 AID-05 IGA-02

OPR-02 A-01 MED-02 PPT-01 SCA-01 CU-02 /058 W

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P R 180832Z MAY 76

FM AMEMBASSY KUWAIT

TO SECDEF WASHDC//ISA//PRIORITY//

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LIMITED OFFICIAL USE SECTION 1 OF 2 KUWAIT 2420

E.O. 11652: N/A

TAGS: MASS, KU

SUBJ: USLOK ARRANGEMENTS

REF: KUWAIT 2418 DTG 180830Z MAY 76

1. REF PROPOSED APPROACH TO GAINING GOK MOD ACCEPTANCE OF USLOK.

2. FOLLOWING IS PROPOSED REFERENCE DOCUMENT (INITIAL POSITION
AS START OF NEGOTIATION):

"WITH REGARD TO US GOVERNMENT MILITARY AND CIVILIAN PERSONNEL
ADDIGNED TO KUWAIT IN ACCORDANCE WITH THE AGREEMENT (THE "AGREEMENT")
BETWEEN THE US GOVERNMENT AND THE GOVERNMENT OF KUWAIT WHICH WAS
SIGNED BY THE GOVERNMENT OF KUWAIT ON APRIL 15, 1975, THE FOLLOWING
ARRANGEMENTS SHALL APPLY:"

COMMENT: THIS WILL BE IN COVER LETTER OR A HEADER IF DOCUMENT
NOT IN LETTER FORMAT WITH PARAPHRASING AS APPROPRIATE TO FORM.

"1. PERIOD OF ASSIGNMENT. THE MINISTRY OF DEFENSE ("THE MINISTRY")
WILL BEAR ALL COSTS ARISING FROM THE ASSIGNMENT OF DEPARTMENT OF
DEFENSE (THE "DEPARTMENT") PERSONNEL TO KUWAIT FROM TWO WEEKS
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BEFORE THEIR DEPARTURE FROM THE UNITED STATES UNTIL TWO MONTHS

AFTER THEY RETURN TO THE UNITED STATES. PERSONNEL ASSIGNED TO KUWAIT WILL NORMALLY SERVE A TWO-YEAR TOUR WITH ONE TWO-MONTH LEAVE IN THE UNITED STATES OR IN ANOTHER COUNTRY OUTSIDE KUWAIT AT MID-TOUR. THE DEPARTMENT WILL FAVOURABLY CONSIDER THE MINISTRY'S REQUEST FOR ASSIGNMENTS OF LONGER PERIODS FOR SPECIFIED INDIVIDUALS IN WHICH CASE A ONE-MONTH LEAVE EACH YEAR IN THE UNITED STATES OR OTHER COUNTRY OUTSIDE KUWAIT SHALL BE ALLOWED."

COMMENT: PERIOD OF COMPENSATION BEFORE AND AFTER TOUR TO BE NEGOTIABLE.

"2. PAY AND ALLOWANCES. THE MINISTRY WILL REIMBURSE THE DEPARTMENT FOR ALL PAY AND ALLOWANCES FOR THE DEPARTMENT'S PERSONNEL ASSIGNED TO KUWAIT IN ACCORDANCE WITH THE AGREEMENT ACCORDING TO US LAW AND THE IMPLEMENTING REGULATIONS OF APPROPRIATE AUTHORITIES OF THE US GOVERNMENT. THE DEPARTMENT WILL KEEP THE MINISTRY ADVISED OF THESE LAWS AND REGULATIONS."

"3. RETIREMENT, PENSIONS, AND OTHER INDIRECT COSTS. THE MINISTRY WILL REIMBURSE THE DEPARTMENT FOR COSTS OF RETIREMENT, PENSIONS, ETC., AND OTHER INDIRECT COSTS ASSOCIATED WITH THE PRESENCE OF THE DEPARTMENT'S PERSONNEL IN KUWAIT. THE DEPARTMENT WILL KEEP THE MINISTRY ADVISED OF CURRENT RATES AND CHARGES."

COMMENT: OTHER INDIRECT COSTS WILL INCLUDE EMBASSY COSTS.

"4. TRAVEL AND MOVEMENT.

A. THE MINISTRY WILL BE RESPONSIBLE FOR ALL TRAVEL AND MOVEMENT COSTS INCLUDING THE MID-TOUR LEAVE FOR DEPARTMENT PERSONNEL AND THEIR DEPENDENTS, DEPENDENT CHILDREN VISITS, EMERGENCY LEAVE, MEDICAL EVACUATION, ETC. TRAVEL ARRANGEMENTS WILL BE MADE THROUGH THE KUWAIT EMBASSY IN WASHINGTON OR THE MINISTRY. THIS COVERS COMMERCIAL AIR FARES WITH 100 LBS EXCESS BAGGAGE FOR EACH PERSON ENTITLED TO TRAVEL IN ACCORDANCE WITH US GOVERNMENT REGULATIONS."

COMMENT: MOD DESIRES PROVIDE TRANSPORTATION. LEAVE TRANSPORTATION, ETC., NEGOTIABLE. EXCESS BAGGAGE NEGOTIABLE BUT NOT LESS THAN 66 LBS TOTAL.

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B. TRAVELERS WILL NOT BE REQUIRED TO TRAVEL MORE THAN TWELVE HOURS PER DAY AND EACH TRAVELER SHALL BE REIMBURSED AT US GOVERNMENT RATES APPROPRIATE TO THE LOCATION FOR THE EXPENSES OF ONE TWENTY-FOUR HOUR STOP WHEN ENROUTE BETWEEN THE UNITED STATES AND KUWAIT."

C. HEAVY UNACCOMPANIED PERSONNAL PROPERTY SHALL BE STORED AND/OR MOVED IN ACCORDANCE WITH US GOVERNMENT REGULATIONS AND

PROCEDURES."

COMMENT: COVERS AUTOMOBILE, HOUSEHOLD GOODS, ETC.

"5. PASSPORTS AND VISAS. DEPARTMENT OF DEFENSE PERSONNEL WILL PROCESS A VALID PASSPORT AND VISA FOR ENTRY INTO KUWAIT. THE DEPARTMENT WILL BEAR THE COSTS OF THE PASSPORT."

"6. HOUSING. THE MINISTRY WILL PROVIDE AND MAINTAIN FURNISHED LIVING ACCOMMODATION INCLUDING AIR CONDITIONING, HEATING AND UTILITIES WHICH ARE CONVENIENT AND ACCEPTABLE AS DETERMINED BY THE US EMBASSY FOR THE DEPARTMENT'S PERSONNEL AND THEIR FAMILIES WITHOUT COST TO THE INDIVIDUALS."

"7. MEDICAL. THE MINISTRY WILL BEAR THE COSTS FOR ALL MEDICAL, DENTAL AND HOSPITAL CARE ACCORDING TO US PRACTICE FOR THE DEPARTMENT'S PERSONNEL AND THEIR DEPENDENTS WHILE ASSIGNED TO KUWAIT."
"

COMMENT: THIS IS DELICATE SUBJECT FOR GOK DUE ALL MEDICAL CARE BEING PROVIDED BY GOK. WORDING IS A PROBLEM. (NOTE: EMBASSY HAS US M.D. ASSIGNED.)

"8. COMPASSIONATE TRAVEL FOR RELATIVES. THE MINISTRY WILL REIMBURSE THE DEPARTMENT FOR AIR FARES OF NEXT-OF-KIN OR OTHER CLOSE RELATIVES TO VISIT VERY SERIOUSLY ILL PERSONNEL IN A HOSPITAL WHEN SUCH VISIT IS RECOMMENDED BY MEDICAL AUTHORITIES."

COMMENT: NEGOTIABLE.

"9. EDUCATION.

A. THE MINISTRY WILL PAY THE EDUCATIONAL FEES IN KUWAIT FOR LIMITED OFFICIAL USE

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THE DEPENDENTS OF DEPARTMENT PERSONNEL TOGETHER WITH THE COST OF THE NECESSARY TEXT BOOKS, SCHOOL SUPPLIES AND THE COST OF TRAVEL TO AND FROM A SCHOOL ACCREDITED ACCORDING TO US PRACTICES IN SUCH MATTERS."

B. THE MINISTRY WILL PAY THE EDUCATIONAL EXPENSES FOR DEPARTMENT PERSONNEL ASSIGNED TO KUWAIT WHOSE CHILDREN ATTEND EDUCATIONAL INSTITUTIONS IN THE UNITED STATES IN THE AMOUNT OF \$1,500 PER CHILD PER SCHOOL YEAR."

COMMENT NEGOTIABLE.

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ACTION PM-04

INFO OCT-01 NEA-10 ISO-00 MC-02 OMB-01 ACDA-07 EB-07

TRSE-00 L-03 CIAE-00 INR-07 NSAE-00 AID-05 IGA-02

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P R 180832Z MAY 76

FM AMEMBASSY KUWAIT

TO SECDEF WASHDC//ISA//PRIORITY//

INFO SECSTATE WASHDC 5374

USCINCEUR VAIHINGEN GER//ECJ4/7//

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"10. WITHDRAWAL OF PERSONNEL.

A. IN THE EVENT OF EARLY WITHDRAWAL OF PERSONNEL THE
MINISTRY WILL BE RESPONSIBLE FOR REIMBURSING THE DEPARTMENT
FOR THE COSTS OF RETURNING DEPARTMENT PERSONNEL AND THEIR
DEPENDENTS UNDER THE FOLLOWING CIRCUMSTANCES:

- (1) IF REQUESTED BY THE MINISTRY;
- (2) IF THE DEPARTMENT'S PERSONNEL DIE DURING HIS ASSIGNMENT;
- (3) IF THROUGH ILL HEALTH OR DISABILITY, NOT THE RESULT
OF HIS OWN MISCONDUCT, THE DEPARTMENT'S PERSONNEL ARE
NOT CAPABLE OF FURTHER SERVICE IN KUWAIT."

COMMENT: MOD IS NOT GOING TO ACCEPT LESS THAN A TWO-YEAR
TOUR.

"11. LANGUAGE INSTRUCTION. THE MINISTRY SHALL PROVIDE
INSTRUCTION IN THE ARABIC LANGUAGE FOR THE DEPARTMENT'S
PERSONNEL AND THEIR FAMILIES AT CONVENIENT TIMES AND
PLACES."

"12. OFFICE SPACE. THE MINISTRY SHALL PROVIDE APPROPRIATE
FACILITIES AND EQUIPMENT AND AMENITIES IN CONNECTION WITH
PERFORMANCE OF DUTY OF THE DEPARTMENT'S PERSONNEL AS
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APPROPRIATE TO THEIR RANK."

"13. REIMBURSEMENT. THE DEPARTMENT WILL BE REIMBURSED FOR EXPENSES BY QUARTERLY BILLING UNDER US GOVERNMENT FOREIGN MILITARY SALES PROCEDURES FOR DEPENDABLE UNDERTAKINGS. THE MINISTRY AUTHORIZES THE USE OF SUCH FUNDS AS MAY BE AVAILABLE IN LIEU OF AN INITIAL DOWNPAYMENT."

COMMENT: USG CURRENTLY HAS ABOUT \$50 MILLION BEYOND PROJECTED QUARTERLY REQUIREMENTS.

"14. DUTIES AND ADMINISTRATION. THE DEPARTMENT AGREES THAT THE SOLE MILITARY DUTY OF THE DEPARTMENT'S PERSONNEL WHILE ASSIGNED TO KUWAIT WILL BE ASSISTANCE TO THE MINISTRY. THIS SHALL NOT PRECLUDE THOSE DUTIES REQUIRED FOR INTERNAL ADMINISTRATION OF THE LIAISON OFFICE. THE DEPARTMENT AGREES TO PROVIDE AT LEAST ONE OFFICER WITH APPROPRIATE ADMINISTRATIVE SUPPORT AT THE DEPARTMENT'S EXPENSE TO THE LIAISON OFFICE FOR THE ACCOMPLISHMENT OF ADMINISTRATIVE MATTERS WHICH ARE REQUIRED BY THE US GOVERNMENT. THE MINISTRY WILL PROVIDE THESE DEPARTMENT PERSONNEL WITH THE COURTESIES AND AMENITIES DISCUSSED IN ITEMS 4, 8, 9, 11 AND 12."

COMMENT: THIS IS A DIFFICULT MATTER. GOK MOST SENSITIVE TO PERFORMANCE OF USG TASKS AT THEIR EXPENSE. COURTESIES AND AMENITIES NEGOTIABLE.

"15. COURTESIES AND AMENITIES FOR PERSONNEL TEMPORARILY ASSIGNED. PERSONNEL TEMPORARILY ASSIGNED IN ACCORDANCE WITH THE AGREEMENT SHALL BE AFFORDED CUSTOMARY COURTESIES AND AMENITIES ACCORDING TO THEIR RANK."

"16. DEPARTMENT'S PERSONNEL PRESENT IN KUWAIT IN JUNE 1, 1976. DEPARTMENT'S PERSONNEL PRESENT IN KUWAIT AS OF JUNE 1, 1976, WILL BE DEEMED TO HAVE BEEN ASSIGNED TO KUWAIT UNDER THE TERMS OF THIS UNDERSTANDING."

COMMENT: WILL ATTEMPT RECOUP COSTS; HOWEVER, THIS IS NEGOTIABLE AND NOT PROBABLE.

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"17. ASSIGNMENT OF INDIVIDUALS. THE DEPARTMENT WILL NOMINATE INDIVIDUALS OF SUCH QUALIFICATION AND NUMBERS AS MAY BE AGREED UPON TO THE MINISTRY FOR APPROVAL."

3. WHERE ITEM IS INDICATED AS NEGOTIABLE IN COMMENTS
DESIRE AUTHORITY TO NEGOTIATE FOR BEST ARRANGEMENT
WE CAN GET. ASSUREDLY, WE WILL NOT GAIN ACCEPTANCE OF ALL
THESE ITEMS; HOWEVER, A PACKAGE WITH REASONABLE "TOUR
ENHANCEMENT" FEATURES CAN PROBABLY BE OBTAINED.
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